

Department of Ecology
Rule Agneda
January 2003 - June 2003

WAC Chapter	Chapter Title	Contact Person	CR-101 Filing Date	CR-102 Filing Date	CR-103 Filing Date	Scope of Changes / Sections to Amend
Air Quality						
173-400, 173-405, 173-410, 173-433, 173-434 AO# 99-07 7/96	Emissions Standards for Solid Waste Incinerators; General regulation for air pollution sources; Kraft Pulping Mills; Sulfite Pulping Mills; Solid Fuel Burning Device Standards	Tom Todd (360) 407-7528 ttod461@ecy.wa.gov	Mar-99	Dec-03	Jun-04	Hog Fuel Boiler RACT; define terms related to wood derived fuels; re-organize state incinerator rule.
173-434 AO # 02-05 03/02	Solid Waste Incinerator Facilities	Steve Cross (360)407-6875 stcr461@ecy.wa.gov	Mar-02	Mar-03	Apr-03	The purpose of the proposed rule change is to incorporate new federal language; add new terms to the definition section; change existing definitions; and provide alternate means of compliance demonstration with section WAC 173-434-130(3) and section WAC 173-434-160(1).
173-401 AO # 02-02 2/02	Operating Permit Regulation	Tom Todd (360) 407-7528 ttod461@ecy.wa.gov	Feb-02	Apr-02	Sep-02	Changes may include: (1) changing the treatment of Insignificant Emissions Units at Air Operating Permit sources, (2) Updating the definition of "Major Source" to reflect certain changes made in federal rules (3) adding certain definitions that deal with compliance, (4) updating the audit requirements, and certain other minor housekeeping changes.

Department of Ecology
Rule Agneda
January 2003 - June 2003

WAC Chapter	Chapter Title	Contact Person	CR-101 Filing Date	CR-102 Filing Date	CR-103 Filing Date	Scope of Changes / Sections to Amend
173-400-075 AO # 02-09 04/02 Expedited	Emission Standards for sources emitting hazardous air pollutants	Tom Todd (360) 407-7528 ttod461@ecy.wa.gov	N/A	Apr-02	Jul-02	This rule is intended to update the adoption by reference of national emission standards for hazardous air pollutants (NESHAPS), 40 CFR 61 and appendices 40 CFR 63 and appendices, from July 1, 2000 to May 15, 2002.
Solid Waste & Financial Assistance						
173-350 AO#99-24 7/97	Minimum Functional Standards for Solid Waste Handling	Mike Hibbler (509)456-3270 mhib461@ecy.wa.gov	Nov-99	Jun-02	Jan-03	Update approaches to non-municipal solid waste management. Respond to state legislation aimed at removing impediments to recycling.
Shorelands & Environmental Assistance						
173-158, AO # 00-26 7/99	Floodplain Management	Scott McKinney (360) 407-7297 smck461@ecy.wa.gov	Oct-00	Feb-02	Jul-02	Amend WAC to implement ESHB1963 which allows reconstruction in floodways under certain circumstances.
197-11, AO #00-05, 7/00	SEPA Rules	Barbara Ritchie (360)407-6922 brit461@ecy.wa.gov	3/1/2000 Withdrawn 10/10/02			Revise Environmental Checklists(Non-project)

Department of Ecology
Rule Agneda
January 2003 - June 2003

WAC Chapter	Chapter Title	Contact Person	CR-101 Filing Date	CR-102 Filing Date	CR-103 Filing Date	Scope of Changes / Sections to Amend
197-11 AO#02-13 8/02	SEPA Rules	Barbara Ritchie (360)407-6922 brit461@ecy.wa.gov	Sep-02	Jan-03	Apr-03	<p>The proposed amendments to the State Environmental Policy Act (SEPA) Rules are needed to make Ecology's SEPA Rules consistent with Washington's SEPA statute, RCW 43.21C.</p> <p>The legislature has statutorily exempted Class I, II, and III forest practices from SEPA review under RCW 43.21C.037 and RCW 76.09.050(1). However, when Ecology adopted the SEPA rules in 1984 Class I, II, and III forest practices, along with all of the other "statutory exemptions" contained in RCW 43.21C, were included within the list of "categorical exemptions" in Part Nine of the rules. This has resulted in the "statutory exemptions" being subject to the provisions of WAC 197-11-305 requiring SEPA review in certain prescribed circumstances. This is inconsistent with legislation contained in RCW 43.21C providing that statutorily exempt actions are not subject to environmental review under SEPA. The purpose of Ecology's proposed rulemaking is to clarify that the "statutory exemptions" in RCW 43.21C, including Class I, II, and III forest practices, are not subject to the requirements of WAC 197-11-305.</p>
Spill Prevention, Preparedness & Response						
317-10,173-181 AO#00-03 7/99	Oil Spill Contingency Plans and Response Contractor Standards	Linda Pilkey-Jarvis (360) 407-7447 jpil461@ecy.wa.gov	Feb-00	Jun-03	Aug-03	Update plan requirements, mandate incident command systems, incorporate planning standards, and update primary response contractor standards.
173-xx AO# 00-23 9/00	Tank Vessel Rule	Jeff Fishel, (360)407-7504 jfis461@ecy.wa.gov	9/1/2000 Withdrawn Dec-02	N/A	N/A	Develop rules for tank vessels t hat address peculiarities of Washington waters

Department of Ecology
Rule Agneda
January 2003 - June 2003

WAC Chapter	Chapter Title	Contact Person	CR-101 Filing Date	CR-102 Filing Date	CR-103 Filing Date	Scope of Changes / Sections to Amend
Environmental Assessment Program						
173-50, AO# 01-12, 12/01	Accreditation of Environmental Laboratories	Perry Brake (360) 895-6149 pbra461@ecy.wa.gov	Dec-01	May-02	Oct-02	The amendments will add accreditation for matrices other than water, accreditation for drinking water laboratories, granting NELAP accreditation, Make changes to the fee schedule, and add accreditation for physical tests
Hazardous Waste and Toxic Reduction						
173-303-071, A.O. # 02-13 01/02-Emerg. Rule Expires 01/14/03	Hazardous Waste Regulation: Excluded Categories of Waste	Chipper Hervieux (360) 407-6756 pher461@ecy.wa.gov	N/A	N/A	Sep-02	Emergency Rule to exclude wastes that are regulated as state only dangerous waste; that is, they are not also regulated under federal hazardous waste regulations.
173-303-071, A.O. # 02-03 01/02	Hazardous Waste Regulation: Excluded Categories of Waste	Chipper Hervieux (360) 407-6756 pher461@ecy.wa.gov	Feb-02	5/2/2002 Supplemental CR-102 09/17/02	Feb-03	Rule to exclude wastes that are regulated as state only dangerous waste; that is, they are not also regulated under federal hazardous waste regulations.

WAC Chapter	Chapter Title	Contact Person	CR-101 Filing Date	CR-102 Filing Date	CR-103 Filing Date	Scope of Changes / Sections to Amend
Water Quality						
173-201A AO#98-20, 7/98	Surface Water Quality Standards for the State of Washington	Susan Braley (360)407-6414 sbra461@ecy.wa.gov	2/16/1999 Withdrawal of previous CR- 101 (out dated information) Second CR-101: Sept-02	Dec-02	Jun-03	<p>A. Develop regulatory language to guide the implementation of a water quality antidegradation policy. This would focus on protecting water quality standards, implementing technology-based pollution control requirements, and ensuring degradation that is allowed is in the overriding public interest. It would also include provisions to set aside waters constituting an outstanding national resource from all degradation.</p> <p>B. Look at the way beneficial uses are assigned for protection to waterbodies under the water quality standards.</p>
173-98 AO # 02-15 10/02	Uses and limitations of the Water Pollution Control State Revolving Fund	Dan Filip 360) 407-6509 dfil461@ecy.wa.gov	Nov-02	Jan-07	Jan-07	<p>The Washington State Department of Ecology is initiating a “pilot rulemaking process” to propose to amend Chapter 173-98 WAC, (<i>Uses and Limitations of the Water Pollution Control Revolving Fund</i>), to allow public bodies to use the “Design/Build” concept for completion of wastewater facilities. The concept allows for a contract between local public bodies and firms to be awarded for the design and construction of portions of the facility largely independent of other design and construction efforts elsewhere at the facility. The scope of the pilot rulemaking process will be limited to new Design/Build (D/B) provisions.</p>

Department of Ecology
Rule Agneda
January 2003 - June 2003

WAC Chapter	Chapter Title	Contact Person	CR-101 Filing Date	CR-102 Filing Date	CR-103 Filing Date	Scope of Changes / Sections to Amend
173-218, 216, 226 AO # 01-10 05/01	Underground Injection Control Program	Mary Shaleen-Hansen (360) 407-6143 maha461@ecy.wa.gov	Dec-01	Sep-03	Feb-04	The rule amendments will 1. bring it current with new federal rule changes 2. create consistency between the rules that govern UIC wells, and 3. clarify the language of the rule.
Water Resources						
173-537, AO # 99-25 1/00	Water Resources Management for the Yakima River Basin	Bob Barwin (509)457-7107 bbar461@ecy.wa.gov	Oct-99	Jun-03	Dec-03	Withdraw ground water from further appropriation, per MOA with BoR and Yakima Nation
173-563 & 531A AO # 01-05 7/01	Columbia River Main Stem and John Day-McNary Pools	Bob Barwin (509)457-7107 bbar461@ecy.wa.gov	7/1/2001 Withdrawn 10/22/02	N/A	N/A	Clarify elements of the Instream flow program.
173-563 & 531A AO # 01-05 7/01	Columbia River Main Stem and John Day-McNary Pools	Gerry O'Keefe (360) 407-6640 goke461@ecy.wa.gov	Oct-02	Nov-03	Apr-04	Amend and/or partial repeal of rules to adopt a rule that governs an integrated state water management program for the river's water resources .
173-153 AO # 01-13 12/01	Water Conservancy Boards	Janet Carlson (360) 407-6274 jaca461@ecy.wa.gov and Thom Lufkin (360) 407-6631 tlhw461@ecy.wa.gov and	Dec-01	Aug-02	Dec-02	To amend Chapter 173-153 WAC ("Water Conservancy Boards") adopted in 1999, so it will conform to the changes made to Chapter 90.80 RCW through ESHB 1832, that was passed by the Legislature during the 2001 session.

Department of Ecology
Rule Agneda
January 2003 - June 2003

WAC Chapter	Chapter Title	Contact Person	CR-101 Filing Date	CR-102 Filing Date	CR-103 Filing Date	Scope of Changes / Sections to Amend
173-170 AO # 02-11 09/02	Agricultural water supply facilities	Rebecca Inman (360) 407-7207 rinm461@ecy.wa.gov	Sep-02	Dec-02	Mar-03	Amend the Agricultural water supply facilities rule (chapter 173-170 WAC) which relates to issuance of grants and loans to public entities for planning and projects related to agricultural water supply systems. Funds are issued from the Referendum 38 Fund, established in 1980.
173-157 AO # 02-06 4/02	Underground Artificial Storage and Recovery	Kathleen Enseñat (360) 407- 6780 kspa461@ecy.wa.gov	Apr-02	Jul-02 and Sept-02 - to extend comment period	Jan-03	As a result of increasingly competing demands for water use in the state, the Legislature has identified the storage of water for future recovery as a viable and important approach to augment water availability in certain situation. Specifically, the 2000 Legislature broadened the possibilities for underground storage of water in the state and directed Ecology to establish standards to ensure that such storage activities do not have adverse effects on the environment.
173-505 AO # 02-17 11/02	Instream Resources Protection Program Stillaguamish River basin - WRIA 5	Steve Hirschey (425) 649-7066 shir461@ecy.wa.gov and Kathleen Enseñat (360) 407- 6780 kspa461@ecy.wa.gov	Nov-02	Dec-03	Apr-04	The Washington State Department of Ecology's (Ecology) Water Resources Program (Program) is proposing to develop an Instream Resource Protection Program (IRPP) setting instream flows for certain streams and river segments and, in some cases, stream closures within the Stillaguamish River Basin.